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8           Attorney for Defendant  
9           MAXIM GUTSU

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11                  IN THE UNITED STATES DISTRICT COURT  
12                  FOR THE EASTERN DISTRICT OF CALIFORNIA

13                  UNITED STATES OF AMERICA,         ) Case No. 2:23-CR-0272-DAD  
14                  Plaintiff,                             )  
15                  vs.                                     )  
16                  DENIS GUTSU & MAXIM GUTSU,      )  
17                  Defendants.                             )  
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19                  Plaintiff, United States of America, and defendants, Denis Gutsu and Maxim Gutsu,  
20                  through their respective attorneys, hereby stipulate that the status conferences scheduled for  
21                  April 29, 2024 (as to defendant Maxim Gutsu) and July 16, 2024 (as to defendant Denis Gutsu)  
22                  may be vacated and a new status conference scheduled for both defendants on **August 20, 2024**,  
23                  at 9:30 a.m. The parties further agree that time under the Speedy Trial Act should be excluded  
24                  for the reasons stated below.

25                  Counsel for Denis Gutsu and the United States inadvertently overlooked counsel for  
26                  Maxim Gutsu in agreeing to a July 16 status conference date solely for Denis Gutsu. Doc. 43.  
27                  Counsel for Maxim Gutsu is out of the county during the month of July 2024. However, all

counsel are available for a status conference on August 20, 2024, and have agreed to that date for a status as to both defendants.

As for the exclusion of time, discovery in this case is exceptionally voluminous (see doc. 43 at paragraph 3, noting discovery is measured in gigabytes). It consists of telephone downloads, surveillance images, and investigations of other persons. The charged events date back to 2017. Both defense counsel therefore seek additional time to review the voluminous discovery and to consult with their clients about the case, believing that the failure to request a continuance would deny each defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The parties therefore agree, and request, that the Court should exclude time under the Speedy Trial Act from the date of this order through August 20, 2024, pursuant to 18 U.S.C. section 3161(h)(7)(A) and (B)(iv) (Local Code T4). The parties agree that this period of time results from a continuance granted at the request of the defense and that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

Respectfully Submitted,

Dated: April 23, 2024

/s/ Tim Zindel  
TIMOTHY ZINDEL  
Attorney for Maxim Gutsu

Dated: April 23, 2024

*/s/ T. Zindel for S. Khojayan*  
SHAUN KHOJAYAN  
Attorney for Denis Gutsu

PHILIP A. TALBERT  
United States Attorney

Dated: January 26, 2024

/s/ T. Zindel for N. Fogg  
NICHOLAS FOGG  
Assistant U.S. Attorney

## ORDER

The status conferences scheduled for April 29, 2024, and July 16, 2024, are hereby continued to August 20, 2024, at 9:30 a.m. Time is excluded through that date for the reasons and on the basis set forth above.

IT IS SO ORDERED.

Dated: April 24, 2024

Dale A. Drozd  
DALE A. DROZD  
UNITED STATES DISTRICT JUDGE